Applicant(s) : Ronggao Li
Serial No. : 10/586,230
Filed : July 18, 2006
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Attorney Docket No.: 38701-005US1
Client Ref. No.: OP6601057

REMARKS

The Examiner rejected claims 1-8 as being unpatentable over Cohen (U.S. 7,299,349) in view of Kim (U.S. 7,089,024). Claim 1 is the sole independent claim.

The Examiner acknowledges that Cohen fails to disclose a Short Message Service Center (SMSC) segmenting a Push message to obtain a group of short messages, scheduling the group of short messages in a transaction mode and delivering the short messages to a mobile station, as recited in claim 1. The Examiner also acknowledges that Cohen fails to teach "after receiving the group of short messages, recombining them into an integral message, as is also recited in claim 1. The Examiner cites the Kim patent as disclosing these features and argues that it would have been obvious to a person of skill in the art to modify Cohen with the teachings of Kim "in order to transmit a message to an intended recipient irrespective of the text capacity limited by a communication service provider as is taught by Kim.

We submit however that even if a person of skill in the art would have combined the teachings of the Cohen and Kim in the manner suggested by the Examiner (which we deny), that person of skill in the art would still not arrive at the invention recited in claim1. In particular, we submit that neither Cohen nor Kim, separately or in any proper combination, disclose a method for implementing a Push service comprising, among other features, "the Short Message Service Center segmenting the Push message to obtain a group of short message," as recited in independent claim 1.

As discussed above, the Examiner concedes that Cohen does not teach "the Short Message Service Center segmenting the Push message to obtain a group of short message." However, Kim also does not disclose this feature. Rather, Kim discloses that the length of a message to be sent by a mobile terminal is limited by the communication service provider and therefore a short message with a length exceeding the predetermined length is required to be segmented at the mobile terminal, before being transmitted to Kim's Short Message Service Center (SMSC). Thus, Kim's SMSC does not segment the Push message to obtain a group of short messages as is required by independent claim 1.

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For this reason alone, we submit that claim 1 is patentable over Cohen in view of Kim.

We further submit that because claims 2-8 depend from independent claim 1, these dependent claims are patentable for at least the same reasons that claim1 is patentable.
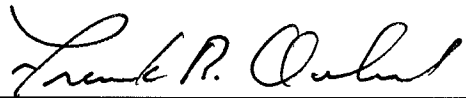
Conclusion

It is believed that all of the pending claims have been addressed. However, the absence of a reply to a specific rejection, issue or comment does not signify agreement with or concession of that rejection, issue or comment. In addition, because the arguments made above may not be exhaustive, there may be reasons for patentability of any or all pending claims (or other claims) that have not been expressed. Finally, nothing in this paper should be construed as an intent to concede any issue with regard to any claim, except as specifically stated in this paper, and the amendment of any claim does not necessarily signify concession of unpatentability of the claim prior to its amendment.

Please apply any other charges, not covered, or credits to Deposit Account No. 50-4189, referencing Attorney Docket No. 38701-005US1.

Respectfully submitted,

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